

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Letters Patent of:
Joongseo Park

Patent No.: 7,547,909

Issued: June 16, 2009

For: III-NITRIDE COMPOUND
SEMICONDUCTOR LIGHT EMITTING
DEVICE

**REQUEST FOR CERTIFICATE OF CORRECTION
PURSUANT TO 37 CFR 1.322**

Attention: Certificate of Correction Branch
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Madam:

Upon reviewing the above-identified patent, Patentee noted a typographical error which should be corrected.

The International filing date and the National Stage completion date is incorrectly listed. The Examiner's attention is drawn to the attached Decision on Petition under 37 CFR 1.181, which granted the correction of the International filing date and the completion date of all 35 U.S.C. 371 requirements of 05 August 2006.

Patentee also noted that the title of the subject application is incorrect. For the convenience of the Examiner, Patentee encloses a copy of the Declaration as filed, as well as the Filing Receipt, evidencing the correct title.

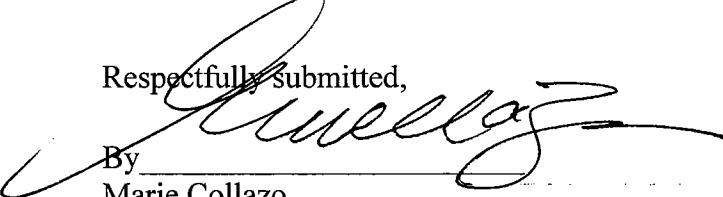
ERRONEOUS INFORMATION	CORRECT INFORMATION
III-NITRIDE COMPOUND ICE SEMICONDUCTOR LIGHT EMITTING DEV	III-NITRIDE COMPOUND SEMICONDUCTOR LIGHT EMITTING DEVICE

Transmitted herewith is a proposed Certificate of Correction effecting such corrections. Patentee respectfully solicits the granting of the requested Certificate of Correction.

The errors were not in the application as filed by applicant; accordingly no fee is required.

Dated: August 6, 2009

Respectfully submitted,

By 
Marie Collazo

Registration No.: 44,085
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Attorneys/Agents For Applicant

**UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION**

Page 1 of 1

PATENT NO. : 7,547,909
APPLICATION NO. : 10/597,607
ISSUE DATE : June 16, 2009
INVENTOR(S) : Joongseo Park

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

In the Front Cover:

Item (54)

Please delete "III_NITRIDE COMPOUND ICE SEMICONDUCTOR LIGHT EMITTING DEV" and insert -III-NITRIDE COMPOUND SEMICONDUCTOR LIGHT EMITTING DEVICE-

Item (22)

Please delete "March 5, 2005" and insert -February 5, 2005-

Item (86)

For the filing or '371c' date, delete "August 1, 2006" and insert -August 3, 2006-

MAILING ADDRESS OF SENDER (Please do not use customer number below):

Marie Collazo
DARBY & DARBY P.C.
P.O. Box 770
Church Street Station
New York, New York 10008-0770



UNITED STATES PATENT AND TRADEMARK OFFICE

22 MAY 2009

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

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In re Application of
PARK
PCT No.: PCT/KR05/00360 : DECISION ON PETITION
Application No.: 10/597,607 :
Int. Filing Date: 05 February 2005 : UNDER 37 CFR 1.181
Priority Date: 05 February 2004 :
Atty. Docket No.: 20506/0205263-US0 :
For: III-NITRIDE COMPOUND SEMICONDUCTOR :
LIGHT EMITTING DEVICE :
:

This is a decision on applicant's "PETITION UNDER 37 C.F.R. 1.182" filed on 12 May 2009 in the United States Patent and Trademark Office (USPTO). The request is being treated as a petition under 37 CFR 1.181. No petition fee is due.

BACKGROUND

On 05 February 2005, applicant filed international application PCT/KR05/00360 which claimed priority to an earlier application filed 04 February 2004. A copy of the International Application was forwarded to the United States Patent and Trademark Office (USPTO) from the International Bureau (IB) on 18 August 2005. Pursuant to 37 CFR 1.495, the thirty-month period for paying the basic national fee in the United States expired at midnight on 05 August 2006.

On 01 August 2006, applicant filed a transmittal letter for entry into the U.S. National stage which included payment of the U.S. basic national fee.

On 03 August 2006, applicant filed a second transmittal letter for entry into the U.S. National stage accompanied by an executed declaration of the inventor and payment of all remaining fees. Applicant did not include an express request to begin national examination procedures.

On 25 March 2008, applicant was mailed a "Notification of Acceptance" (Form PCT/DO/EO/903) indicating a date of receipt of 35 U.S.C. 371 (c)(1), (c)(2) and (c)(4) requirements of 01 August 2006 and a completion date of all 35 U.S.C. 371 requirements of 05 August 2006. The accompanying official filing receipt listed the filing or 371(c) date as 01 August 2006 and the international filing date of international application PCT/KR05/00360 as 05 March 2005.

On 20 February 2009, applicant was mailed a corrected official filing receipt which corrected the international filing date of PCT/KR05/00360 to 05 February 2009.

On 12 May 2009, applicant filed the present petition for a corrected filing receipt and Form PCT/DO/EO/903 seeking a 371 filing date of 03 August 2006 and correcting of the international filing date.

DISCUSSION

As noted above, the international filing date for the underlying international application has been corrected to 05 February 2005 as reflected in the corrected official filing receipt mailed 20 February 2009. As to the 371 (c) date, the best evidence of what was actually received by the Office is a postcard receipt containing a specific itemization of all the items being submitted. See MPEP 503. Here, applicant has provided a copy of the electronic filing receipt from the filing of 03 August 2006 showing the filing of the executed declaration, the last of the 35 U.S.C. 371 requirements, on that date.

CONCLUSION

Applicant's petition under 37 CFR 1.181 is **GRANTED**.

The application has an international filing date of 05 February 2005 under 35 U.S.C. 363 and will be given a date of **03 August 2006** under 35 U.S.C. 371(c)(1), (c)(2) and (c)(4).

The "Notification of Acceptance of Application Under 35 U.S.C. 371 and 37 CFR 1.494 or 1.495" (Form PCT/DO/EO/903) mailed 25 March 2008 is hereby **VACATED**.

This application is being returned to the United States Designated/Elected Office (US/DO/EO) for further processing in accordance with this decision, namely the issuance of a "Notification of Acceptance of Application Under 35 U.S.C. 371 and 37 CFR 1.494 or 1.495" (Form PCT/DO/EO/903) and a corrected filing receipt indicating the correct 371 date as detailed above.



Derek A. Putonen
Attorney Advisor
Office of PCT Legal Administration
Tel: (571) 272-3294
Fax: (571) 273-0459

PTO/SB/110 (05-85)

Approved for use through 10/31/02. OMB 0651-0032

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Declaration and Power of Attorney for Patent Application

특허 출원 관련 선언 및 위임권

Korean Language Declaration

아래 지정된 발명자로서, 본인은 하기 서명을 선언합니다.

본인의 거주지, 우편 주소 및 국적은 본인의 상법 아래에 기재된 것과
동일합니다.본인은 하기 명시된 발명에 대한 출원을 청구하는 주체의 최초 일자로 단독
발명자이거나 (이하에 '본 출원인'이라 하며, 경우) 또는 최초 일자로 공동
발명자임을 (다음에 '이미 제출된 경우'라 하며) 청원합니다.III-NITRIDE COMPOUND SEMICONDUCTOR LIGHT
EMITTING DEVICE다음 날이 체크되어 있지 않으면 본 발명의 명세서가 여기에
첨부됩니다.

비합동국 출원번호 또는 PCT 국제 출원번호는
PCT/KR2005/000360로
5 February 2005일에 출원되었고
 업적 개정되었음
 (해당 경우).

본인은 상기 기재에 의해 수령된 상기 명세서는 글은 주의 청구의 내용을
정확히 이해하였음을 확인합니다.본인은 연방 규정 코드안 제37장의 제1.56항에 의거하여 주의 기재에
관한 서로 정보를 공개할 의무를 인정합니다.

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as
stated next to my name.I believe I am the original, first and sole inventor (if only one
name is listed below) or an original, first and joint inventor (if
plural names are listed below) of the subject matter which is
claimed and for which a patent is sought on the invention
entitledIII-NITRIDE COMPOUND SEMICONDUCTOR LIGHT
EMITTING DEVICEthe specification of which is attached hereto unless the
following box is checked:

was filed on 5 February 2005
 as United States Application Number or PCT
 International Application Number
PCT/KR2005/000360 and was amended on
 _____ (if applicable).

I hereby state that I have reviewed and understand the
contents of the above identified specification, including the
claims, as amended by any amendment referred to above.I acknowledge the duty to disclose information which is
material to patentability as defined in Title 37, Code of
Federal Regulations, Section 1.56.

PTO/SB/110 (05-05)
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 Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Korean Language Declaration

본인은 외국인 특허 출원(증)이나 합동체의 출원에 관련 경우에는 미국중국
 그도인 제35장의 제7, 9(a)-(d) 항이나 제365(b) 항에 의거하여 또는
 미국중국 어외에 라이드 한 국가를 지정하는 PCT 국제 출원의 경우에는
 제365(a) 항에 의거하여 하기 명시된 국가 출원의 외국 우선권을
 주장하여, 외국인 특허 출원, 발명자 출원 또는 우선권이 주장되는
 출원의 어전에 거슬린 PCT 국제 출원도 또한 미국에 해당하는
 적격으로서 확인하게 됩니다.

I hereby claim foreign priority under Title 35, United States
 Code Section 119(a)-(d) or Section 365(b) of any foreign
 application(s) for patent or inventor's certificate, or 365 (a) of
 any PCT International application which designated at least
 one country other than the United States listed below and
 have also identified below, by checking the box, any foreign
 application for patent or Inventor's certificate, or PCT
 International application having a filing date before that of
 the application for which priority is claimed.

Priority Not Claimed

우선권 주장 여부

10-2004-0007541 _{(Number) (번호)}	REPUBLIC OF KOREA _{(Country) (국가)}	5 February 2004 _{(Day/Month/Year Filed) (출원일자. 월/일/년)}
 _{(Number) (번호)}	 _{(Country) (국가)}	 _{(Day/Month/Year Filed) (출원일자. 월/일/년)}

본인은 미국중국 그도인 제35장 제119(e)에 명시된 바와 같이 미국
 미국중국 기준에 관련된 특권을 요구합니다.

I hereby claim the benefit under Title 35, United States
 Code, Section 119(e) of any United States provisional
 application(s) listed below.

 _{(Application No.) (출원 번호)}	 _{(Filing Date) (출원일자)}	 _{(Status) (patented, pending, abandoned) (현황) (특허 확정, 출원중, 조기)}
 _{(Application No.) (출원 번호)}	 _{(Filing Date) (출원일자)}	 _{(Status) (patented, pending, abandoned) (현황) (특허 확정, 출원중, 조기)}

본인은 미국중국 그도인 제35장의 미국인 출원(증) 관련 제20항에
 명시된 바와 같이 또는 미국중국을 지정하는 PCT 국제 출원 관련
 제365(c) 항에 명시된 바와 같이 미국 또는 PCT
 국제 출원에 빙여되거나 빙여되었거나 본인은 현행 규정 그도인 제35장
 제112 항의 첫번째 항에서 명시된 바와 같이 출원의 미국 또는 PCT
 국제 출원에 빙여되거나 빙여되었거나 본인은 현행 규정 그도인 제37장
 제1, 56 항에 명시된 바와 같이 출원 출원장지의 어출원지의 미국 또는
 PCT 국제 출원장지 사이에 특별 차별에 대한 자료 정보를 증명할
 의무를 인정합니다.

I hereby claim the benefit under Title 35, United States
 Code, Section 120 of any United States application(s), or
 Section 365(c) of any PCT International application
 designating the United States, listed below and, insofar as
 the subject matter of each of the claims of this application is
 not disclosed in the prior United States or PCT International
 application in the manner provided by the first paragraph of
 Title 35, United States Code Section 112, I acknowledge the
 duty to disclose information which is material to patentability
 as defined in Title 37, Code of Federal Regulations, Section
 1.56 which became available between the filing date of the
 prior application and the national or PCT International filing
 date of this application.

 _{(Application No.) (출원 번호)}	 _{(Filing Date) (출원일자)}	 _{(Status) (patented, pending, abandoned) (현황) (특허 확정, 출원중, 조기)}
 _{(Application No.) (출원 번호)}	 _{(Filing Date) (출원일자)}	 _{(Status) (patented, pending, abandoned) (현황) (특허 확정, 출원중, 조기)}

본인은 이는 만도 내에서 어외에 제공된 모든 내용에 사실이고, 제공된
 정보나 소신에 모두 사실임을 확인하며, 더니 미국 미국중국 그도
 제35장의 제1001 항에 명시된 바와 같이 그외의 어외 전송 및 이와
 유사한 행위는 범금이나 두오으로 처벌 받거나 범금과 징수형을 모두 받을
 수 있고, 어이한 고의의 어외 전송은 특별 출원이나 후에 발급된 특허의
 유통성을 위협하거나 이를 설치하면서 어외에 전송할을 선언합니다.

I hereby declare that all statements made herein of my own
 knowledge are true and that all statements made on
 information and belief are believed to be true; and further
 that these statements were made with the knowledge that
 willful false statements and the like so made are punishable
 by fine or imprisonment, or both, under Section 1001 of Title
 18 of the United States Code and that such willful false
 statements may jeopardize the validity of the application or
 any patent issued thereon.

PTO/SB/110 (05-95)

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Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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Korean Language Declaration

관: 저명된 발명자로서 본인은 이 특허를 수권하고 이와 관련하여
및 상호왕이 요구하는 실무를 적법하게 행사할 권리가 있으시(들)
한 디렉터(들)을 임명합니다. (설명 및 등록번호 기재)

POWER OF ATTORNEY: As a named inventor, I hereby
appoint the following attorney(s) and/or agent(s) to prosecute
this application and transact all business in the Patent and
Trademark Office connected therewith: (list name and
registration number).

Practitioners associated with Customer Number
07278

국민 수신자

Address associated with Customer Number
07278

DARBY & DARBY P.C.
P.O. Box 5257

New York, New York 10150-5257

직통 전화 수신자 설명 및 전화번호)

Peter C. Schechter, (212)527-7723

Send Correspondence to:

Address associated with Customer Number
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Direct Telephone Calls to: (name and telephone number)

Peter C. Schechter, (212)527-7723

단독 또는 공동의 발명자의 성명 Joongseo PARK	Full name of sole or first Inventor Joongseo PARK
발명자의 서명 Joongseo PARK	Inventor's signature Date 2006-7-25 Joongseo PARK
거주지 Kyunggi-do, Republic of Korea	Residence Kyunggi-do, Republic of Korea
국적 Republic of Korea	Citizenship Republic of Korea
우편 주소 606-103, Samsung Raemian 6-cha Apt., 1167, Bojeong-ri, Kuseong-eup, Yougin-si, Kyunggi-do 449-564 Republic of Korea	Post Office Address 606-103, Samsung Raemian 6-cha Apt., 1167, Bojeong-ri, Kuseong-eup, Yougin-si, Kyunggi-do 449-564 Republic of Korea

Joint Inventor 주변에 공동 발명자의 이름	Full name of second joint Inventor, if any
두 번째 공동 발명자의 서명	Second Inventor's signature Date
거주지	Residence
국적	Citizenship
우편 주소	Post Office Address

(세 번째 그리고 이후의 공동 발명자들에 대한 유사한 정보와
그들의 서명을 제공할 것.)

(Supply similar information and signature for third and
subsequent joint inventors.)



UNITED STATES PATENT AND TRADEMARK OFFICE

21302/0205263-US0
UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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www.uspto.gov

APPLICATION NUMBER	FILING or 371(c) DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	TOT CLAIMS	IND CLAIMS
10/597,607	08/01/2006		900	20506/0205263-US0	4	1

CONFIRMATION NO. 3725

7278
DARBY & DARBY P.C.
P.O. BOX 770
Church Street Station
New York, NY 10008-0770

FILING RECEIPT



OC000000028991283

Date Mailed: 03/25/2008

Receipt is acknowledged of this non-provisional patent application. The application will be taken up for examination in due course. Applicant will be notified as to the results of the examination. Any correspondence concerning the application must include the following identification information: the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections

Applicant(s)

Joongseo Park, Kyunggi-do, KOREA, REPUBLIC OF;

Assignment For Published Patent Application

EPIVALLEY CO., LTD, Gyunggi-Do, KOREA, REPUBLIC OF

Power of Attorney: The patent practitioners associated with Customer Number 07278

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/KR05/00360 03/05/2005

Foreign Applications

REPUBLIC OF KOREA 10-2004-0007541 02/05/2004

If Required, Foreign Filing License Granted: 03/20/2008

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US 10/597,607**

Projected Publication Date: 06/26/2008

Non-Publication Request: No

Early Publication Request: No

Computer Dee
DED Entry Dee
Looseleaf Dee
Folder Dee
Card Dee
Letter Dee
Foreign Fdg. Dee

Title

III-Nitride Compound Semiconductor Light Emitting Device

Preliminary Class

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

LICENSE FOR FOREIGN FILING UNDER

Title 35, United States Code, Section 184

Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier

license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).